

DT03 Rec'd PC17PTO 14 FEB 2005

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Stephen R. ASH

Serial No. 10/507,511

Filed September 13, 2004

I.A. Filing Date March 14, 2003

MEDICAL DEVICES EXHIBITING
ANTIBACTERIAL PROPERTIES

)
) Before the Examiner
) Not yet known
)
) Group Art Unit
) Not yet known
)
)
)
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RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION FILED UNDER 37 CFR 1.53(b)
FILING DATE GRANTED

Mail Stop Missing Parts
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements Under 35 USC 371 in the United States Designated/Elected Office, mailed January 26, 2005, Applicant encloses herewith the fully executed Declaration and Power of Attorney and a copy of Formalities Letter No.

OC000000015922184.

It is believed that no additional fees are due; however if any fees are deemed necessary, the US Patent & Trademark Office is hereby authorized to charge such fees to Deposit Account No. 23-3030 but do not include any payment of issue fees that are or may become due.

I hereby certify that this correspondence is being deposited with the United States Postal Service as **first class mail** in an envelope addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

February 10, 2005

(Date of Deposit)

James B. Myers

Name of Registered Representative

James B. Myers

Signature

February 10, 2005

Date of Signature

Respectfully submitted,

By:

James B. Myers

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UNITED STATES PATENT AND TRADEMARK OFFICE

37060-33

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/507,511	Stephen R Ash	37060-33ASH

INTERNATIONAL APPLICATION NO.

PCT/US03/07838

LA. FILING DATE	PRIORITY DATE
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03/14/2003

03/14/2002

Woodard Emhardt Moriarty McNett & Henry
 Bank One Center/Tower, Suite 3700
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 Indianapolis, IN 46204

RECEIVED

JAN 31 2005

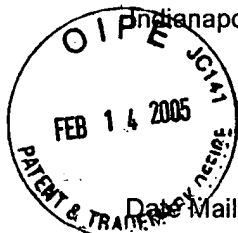
Woodard, Emhardt, Moriarty,
 McNett & Henry LLP

CONFIRMATION NO. 1187

371 FORMALITIES LETTER



OC000000015022194

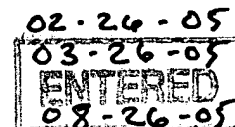


Date Mailed: 01/26/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/13/2004
- Copy of the International Search Report filed on 09/13/2004
- Oath or Declaration filed on 09/13/2004
- Small Entity Statement filed on 09/13/2004
- Request for Immediate Examination filed on 09/13/2004
- U.S. Basic National Fees filed on 09/13/2004
- Priority Documents filed on 09/13/2004



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

VONDA M WALLACE

Telephone: (703) 305-3736

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/507,511	PCT/US03/07838	37060-33ASH

FORM PCT/DO/EO/905 (371 Formalities Notice)